

STAYED

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:17-cv-01261-CRC**

AMERICAN OVERSIGHT v. U.S. ENVIRONMENTAL  
 PROTECTION AGENCY

Assigned to: Judge Christopher R. Cooper

Cause: 05:552 Freedom of Information Act

Date Filed: 06/27/2017

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AMERICAN OVERSIGHT**

represented by **Elizabeth France**  
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V.

**Defendant**

**U.S. ENVIRONMENTAL  
 PROTECTION AGENCY**

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Date Filed	#	Docket Text
06/27/2017	<u>1</u>	COMPLAINT against U.S. ENVIRONMENTAL PROTECTION AGENCY ( Filing fee \$ 400 receipt number 0090-5008822) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet, # <u>4</u> Summons, # <u>5</u>

		Summons, # <u>6</u> Summons)(Creighton, Sara) (Entered: 06/27/2017)
06/27/2017	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 06/27/2017)
06/27/2017		Case Assigned to Judge Christopher R. Cooper. (sth) (Entered: 06/27/2017)
06/27/2017	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. ENVIRONMENTAL PROTECTION AGENCY, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons)(sth) (Entered: 06/27/2017)
07/20/2017	<u>4</u>	NOTICE of Appearance by Elizabeth France on behalf of AMERICAN OVERSIGHT (France, Elizabeth) (Entered: 07/20/2017)
07/20/2017	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 7/3/2017. ( Answer due for ALL FEDERAL DEFENDANTS by 8/2/2017.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. ENVIRONMENTAL PROTECTION AGENCY served on 7/3/2017, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 7/3/2017. (Attachments: # <u>1</u> Exhibit A)(France, Elizabeth) (Entered: 07/20/2017)
08/02/2017	<u>6</u>	ANSWER to Complaint by U.S. ENVIRONMENTAL PROTECTION AGENCY.(Simon, Jeremy) (Entered: 08/02/2017)
08/17/2017		MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties promptly confer and file a joint proposed schedule for briefing or disclosure by August 31, 2017. Signed by Judge Christopher R. Cooper on 8/17/2017. (lccrc1) (Entered: 08/17/2017)
08/17/2017		Set/Reset Deadlines: Brief due by 8/31/2017. (nbn) (Entered: 08/17/2017)
08/31/2017	<u>7</u>	Joint STATUS REPORT <i>AND PROPOSED SCHEDULE</i> by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 08/31/2017)
09/06/2017		MINUTE ORDER: In light of the parties' <u>7</u> Joint Status Report, it is hereby ORDERED that the parties shall confer and submit a joint status report and proposed schedule for briefing or disclosure by October 2, 2017. Signed by Judge Christopher R. Cooper on 9/6/2017. (lccrc1) (Entered: 09/06/2017)
09/06/2017		Set/Reset Deadlines: Joint Proposed Briefing Schedule and Status Report due by 10/2/2017 (lsj) (Entered: 09/06/2017)
10/02/2017	<u>8</u>	Joint STATUS REPORT <i>AND PROPOSED SCHEDULE</i> by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 10/02/2017)
10/27/2017	<u>9</u>	NOTICE of Appearance by Sara Kaiser Creighton on behalf of AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 10/27/2017)
12/14/2017	<u>10</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Simon, Jeremy) (Entered: 12/14/2017)
12/18/2017		MINUTE ORDER: In light of the parties' <u>10</u> Joint Status Report, it is ORDERED that the parties shall file another joint status report by February 23, 2018. Signed by Judge Christopher R. Cooper on 12/18/2017. (lccrc1) (Entered: 12/18/2017)
12/18/2017		Set/Reset Deadlines: Joint Status Report due by 2/23/2018 (lsj) (Entered: 12/18/2017)
02/23/2018	<u>11</u>	Joint STATUS REPORT by U.S. ENVIRONMENTAL PROTECTION AGENCY. (Simon, Jeremy) (Entered: 02/23/2018)
04/04/2018	<u>12</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 04/04/2018)
04/23/2018	<u>13</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 04/23/2018)
04/24/2018		MINUTE ORDER: In light of the <u>13</u> Joint Status Report, the parties are ORDERED to file another status report and proposed briefing schedule by May 7, 2018. Signed by

		Judge Christopher R. Cooper on 4/24/2018. (lccrc1) (Entered: 04/24/2018)
04/24/2018		Set/Reset Deadlines: Joint Status Report and Proposed Briefing Schedule due by 5/7/2018 (lsj) (Entered: 04/24/2018)
05/07/2018	<u>14</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 05/07/2018)
05/08/2018		MINUTE ORDER: The Court will adopt the briefing schedule proposed in the parties' <u>14</u> joint status report. Defendant's motion for summary judgment and <u>Vaughn</u> index is due by June 28, 2018. Plaintiff's combined cross-motion and opposition is due by July 27, 2018; Defendant's combined opposition and reply is due by August 23, 2018; Plaintiff's reply is due by September 7, 2018. Signed by Judge Christopher R. Cooper on 5/8/2018. (lccrc1) (Entered: 05/08/2018)
05/09/2018		Set/Reset Deadlines: Summary Judgment motions and Vaughn Index due by 6/28/2018. Response to Motion for Summary Judgment due by 7/27/2018. Reply to Motion for Summary Judgment due by 8/23/2018. Replies due by 9/7/2018. (lsj) (Entered: 05/09/2018)
06/25/2018	<u>15</u>	Consent MOTION for Extension of Time to <i>File Motion for Summary Judgment and for Adjustment of Related Deadlines</i> by U.S. ENVIRONMENTAL PROTECTION AGENCY (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 06/25/2018)
07/05/2018	<u>16</u>	NOTICE of Appearance by Daniel Alexander McGrath on behalf of AMERICAN OVERSIGHT (McGrath, Daniel) (Main Document fillable 16 replaced on 7/12/2018) (ztd). Modified on 7/12/2018 (ztd). (Entered: 07/05/2018)
07/05/2018	<u>17</u>	NOTICE OF EXPANDED SCOPE OF SUMMARY JUDGMENT BRIEFING by AMERICAN OVERSIGHT (France, Elizabeth) (Entered: 07/05/2018)
07/18/2018	<u>18</u>	Consent MOTION to Vacate <i>Briefing Schedule and for an Order Directing the Parties to File a Status Report to Govern Further Proceedings</i> by U.S. ENVIRONMENTAL PROTECTION AGENCY (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy). Added MOTION for Order on 7/25/2018 (jf). (Entered: 07/18/2018)
07/31/2018	<u>19</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 07/31/2018)
08/01/2018		MINUTE ORDER: In light of the <u>19</u> joint status report, it is ORDERED that the parties shall file another status report by August 27, 2018 proposing a schedule for supplemental production and, if necessary, for briefing. The briefing schedule instated by Minute Order dated May 8, 2018 is VACATED. Signed by Judge Christopher R. Cooper on 8/1/2018. (lccrc1) (Entered: 08/01/2018)
08/01/2018		Set/Reset Deadlines: Status Report due by 8/27/2018 (lsj) (Entered: 08/01/2018)
08/27/2018	<u>20</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 08/27/2018)
08/28/2018		MINUTE ORDER: In light of the <u>20</u> joint status report, it is ORDERED that the parties shall file another status report by November 8, 2018. Signed by Judge Christopher R. Cooper on 08/28/2018. (lccrc1) (Entered: 08/28/2018)
08/29/2018		Set/Reset Deadlines: Status Report due by 11/8/2018 (lsj) (Entered: 08/29/2018)
11/08/2018	<u>21</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (France, Elizabeth) (Entered: 11/08/2018)
11/09/2018		MINUTE ORDER: In light of the parties' <u>21</u> Joint Status Report, it is ORDERED that the parties shall file another status report by January 9, 2019. Signed by Judge Christopher R. Cooper on 11/9/2018. (lccrc1) (Entered: 11/09/2018)
11/09/2018		Set/Reset Deadlines: Status Report due by 1/9/2019 (lsj) (Entered: 11/09/2018)
01/07/2019	<u>22</u>	MOTION to Stay <i>in Light of Lapse in Appropriations</i> by U.S. ENVIRONMENTAL PROTECTION AGENCY (Simon, Jeremy) (Entered: 01/07/2019)
01/07/2019		MINUTE ORDER granting <u>22</u> Defendant's Motion to Stay. Defendant shall notify the Court as soon as necessary funding is renewed. Signed by Judge Christopher R.

		Cooper on 1/7/2019. (lccrc1) (Entered: 01/07/2019)
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